

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-P and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue these actions against them.

Respectfully:

/s/ Barbara R. Binis
Barbara R. Binis
REED SMITH
Three Logan Square, Suite 3100
1717 Arch Street
Philadelphia, PA 19103
215.851.8100 (phone)
215.851.1420 (fax)
bbinis@reedsmith.com

/s/ Erik W. Legg
Erik W. Legg (WVSB 7738)
FARRELL, WHITE & LEGG PLLC
P.O. Box 6457
Huntington, WV 25772-6457
304.522.9100 (phone)
304.522.9162 (fax)
ewl@farrell3.com

Attorneys for Defendant American Medical Systems, Inc.

/s/ Bryan F. Aylstock

Bryan F. Aylstock
AYLSTOCK WITKIN KREIS &
OVERHOLTZ
Suite 200
17 East Main Street
Pensacola, FL 32502
850.202.1010 (phone)
850.916.7449 (fax)
baylstock@awkolaw.com
Attorney for Plaintiffs on Exhibit A

/s/ Michael A. London

Michael A. London
DOUGLAS & LONDON
6th Floor
59 Maiden Lane
New York, NY 10038
212.566.7500 (phone)
212.566.7501 (fax)
mlondon@douglasandlondon.com
Attorney for Plaintiffs on Exhibit B

/s/ James R. Dugan , II

James R. Dugan, II
DUGAN LAW FIRM
Suite 100
One Canal Place
365 Canal Street
New Orleans, LA 70130
504.648.0180 (phone)
504.648.0181 (fax)
jdugan@dugan-lawfirm.com
Attorney for Plaintiff on Exhibit C

/s/ Matthew John Morrison

Matthew John Morrison
HARRISON DAVIS STEAKLEY
MORRISON
5 Ritchie Road
Waco, TX 76712
254.761.3300 (phone)
254.761.3301 (fax)
Matt@TheTrialLawyers.com
Attorney for Plaintiff on Exhibit D

/s/ Bill Robins, III

Bill Robins, III
HEARD ROBINS CLOUD & BLACK
Suite 200
300 Paseo de Peralta
Santa Fe, NM 87501
505.986.0600 (phone)
505.986.0632 (fax)
robins@heardrobins.com
Attorney for Plaintiffs on Exhibit E

/s/ James C. Klick

James C. Klick
HERMAN HERMAN & KATZ
820 O'Keefe Avenue
New Orleans, LA 70113
504.581.4892 (phone)
504.561.6024 (fax)
jklick@hhklawfirm.com
Attorney for Plaintiffs on Exhibit F

/s/ Thomas R. Kline

Thomas R. Kline
KLINE & SPECTER
The Nineteenth Floor
1525 Locust Street
Philadelphia, PA 19107
215.772.1000 (phone)
215/772-1359 (fax)
Tom.Kline@Klinespecter.com
Attorney for Plaintiffs on Exhibit G

/s/ Les Weisbrod

Les Weisbrod
MILLER WEISBROD
Suite 300
11551 Forest Central Drive
Dallas, TX 75243
214.987.0005 (phone)
214.987.2545 (fax)
lweisbrod@millerweisbrod.com
Attorney for Plaintiffs on Exhibit H

/s/ Dianne M. Nast

Dianne M. Nast
NASTLAW
Suite 2801
1101 Market Street
Philadelphia, PA 19107
215.923.9300 (phone)
215.923.9302 (fax)
dnast@nastlaw.com
Attorney for Plaintiff on Exhibit I

/s/ Ellen A. Presby

Ellen A. Presby
NEMEROFF LAW FIRM
Suite 450
2626 Cole Avenue
Dallas, TX 75204
214.774.2258 (phone)
214/393-7897 (fax)
ellenpresby@nemerofflaw.com
Attorney for Plaintiffs on Exhibit J

/s/ Michael G. Stag

Michael G. Stag
SMITH STAG
Suite 2800
365 Canal Street
New Orleans, LA 70130
504.593.9600 (phone)
504.593.9601 (fax)
mstag@smithstag.com
Attorney for Plaintiffs on Exhibit K

/s/ Howard L. Nations

Howard L. Nations
THE NATIONS LAW FIRM
Suite 208
3131 Briarpark Drive
Houston, TX 77042-3795
713.807.8400 (phone)
713.807.8423 (fax)
charles@howardnations.com
Attorney for Plaintiffs on Exhibit L

/s/ Derek H. Potts

Derek H. Potts
THE POTTS LAW FIRM
Suite 350
100 Waugh Drive
Houston, TX 77007
713.963.8881 (phone)
713.583.5388 (fax)
dpotts@potts-law.com
Attorney for Plaintiffs on Exhibit M

/s/ Everette S. Verhine

Everette S. Verhine
VERHINE & VERHINE
1013 Adams Street
Vicksburg, MS 39183
601.636.0791 (phone)
601.636.2718 (fax)
scott@verhine.biz
Attorney for Plaintiffs on Exhibit N

/s/ Ryan L. Thompson

Ryan L. Thompson
WATTS GUERRA CRAFT
Suite 525
5250 Prue Road
San Antonio, TX 78240
210.448.0500 (phone)
210.448.0501 (fax)
rlt-bulk@wattsguerra.com
Attorney for Plaintiff on Exhibit O

/s/ John T. Boundas

John T. Boundas
WILLIAMS KHERKHER HART
BOUNDAS
Suite 600
8441 Gulf Freeway
Houston, TX 77017
713.230.2200 (phone)
713.643.6226 (fax)
jboundas@williamskherkher.com
Attorney for Plaintiffs on Exhibit P

Dated: October 4, 2016

EXHIBIT A – AYLSTOCK, WITKIN, KREIS & OVERHOLTZ, PLLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-07418	Nancy Ruth Budde v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-07634	Pamela Joan Bell v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-07796	Patricia E. Ash v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT B – DOUGLAS & LONDON, P.C.

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-22838	Diane Sylven, Steven Sylven v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT C – DUGAN LAW FIRM, LLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-06395	Margaret Kerley v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT D – HARRISON DAVIS STEAKLEY MORRISON, P.C.

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-26086	Linda H. Turner v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT E – HEARD ROBINS CLOUD LLP

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-10319	Betty A. James, Joseph James v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., C. R. Bard, Inc.
2:13-CV-28161	DyAnne L. Barksdale, Michael H. Barksdale v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-28163	Bonnie Seratt v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-20385	Sandra Jackson, Rudolph Jackson v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT F – HERMAN, HERMAN AND KATZ, LLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-02092	Gwendolyn M. Olivier, Armand Olivier v. Johnson & Johnson, Ethicon, Inc., American Medical Systems, Inc.

EXHIBIT G – KLINE & SPECTER, P.C.

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-25272	Susan Casperson, Robert Casperson v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT H – MILLER WEISBROD

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-04330	Linda H. Medeiros v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-20788	Bunny Lee Maxwell v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-26894	Nancy Tulenko v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-15499	Carol S. Carter v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT I – NASTLAW LLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-18007	Maureen Rich v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT J – NEMEROFF LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-26236	Ramona J. Lemaster, Marvin Lemaster v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT K – SMITH STAG, LLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-04233	Martha Turner, Walter Turner v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT L – THE NATIONS LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-02753	Lillie L. Brewer, Daniel Brewer v. Johnson & Johnson, Ethicon, Inc., American Medical Systems, Inc.
2:14-CV-04605	Barbara A. Smith, Robert L. Smith Sr. v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT M – THE POTTS LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-03572	Janet Bowling, Robert Bowling v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:12-CV-06645	Tambrea Holden, Timothy L. Holden v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-05811	Michelle Spencer v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-07532	Grace Wesenberg, Kenneth Wesenberg v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT N – VERHINE & VERHINE PLLC

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-00270	Grace B. Dyrud, Keith Dyrud v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-30948	Dawn K. Wright, Timothy L. Wright v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-11539	Margie Timms, Clarence Timms v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT O – WATTS GUERRA CRAFT

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-15138	Rosalinda Barrera v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT P – WILLIAMS KHERKLER HART BOUNDAS, LLP

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-13729	Faith Moreno, Victor Moreno v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-22162	Delores Harris, Jack Patrick v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., Boston Scientific Corporation
2:13-CV-27933	Christina Yolanda Phillips, Daniel Phillips v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., C. R. Bard, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis